G.F. 71 & 72.

19 20

Department of Rev

OFFICE Board of Rev

STATION Madras

K 96

Mis No. 195

Dated 21-1-30

To whom sent	Given for copying
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	Signed
	Given for despatch 29 JAN 1930
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Pages in the file	To be destroyed on 23/11

Date Initial

(SUBJECT.)

Escheat - (Bellary) - Hadagalli Tk - Horiseri village - S. No. 183=A - Property left by late Kotrappa - Ordered.

Days to be filled in in the case of permanent records.

C F. 32.

In reply, please quote number, date and short title.

Revenue DEPARTMENT.

Received ..... *Registered* K9455

From (Name) E. Bennett Esquire I.C.S.,

(Designation) Collector of Bellary.

Post Box ....., (Station) Bellary.

Telegraphic Address .....

To The Secretary to the Commissioner,

Board of Revenue, Land Revenue & Settlement,

MADRAS.

Ref. C.No.3539/28, *dated* 16--11--1929192

Sir,

Enclosures One

Spare Copies .....

Subject:- Escheat - Bellary District - Hadagalli Taluk - Morigeri village - S. No.183-A - pattadar K. Kotrappa-deceased-report under para 3 of B.S.O.197-submitted.

K. Kotrappa, the pattadar of S. No.183-A, measuring 4 acres and 86 cents and bearing an assessment of Rs.4--4--0 of Morigeri village, Hadagalli died heirless in December 1926. One Sugur Kotrappa of Dasamapuram village, Kudligi Taluk has set up a claim alleging that he is the cousin of the deceased pattadar but he is unable to produce a geneological tree or any documentary evidence to prove his relationship with the deceased. The land has, however, been in the enjoyment of one P. Siddappa of Morigeri village since the date of the death of the deceased pattadar. This man claims the land on tne ground that the deceased pattadar was under his protection while alive for about 20 years and that the land was gifted away to him by the deceased pattadar in consideration of the services rendered by him. This enjoyer too has no documentary evidence to prove his title to the land. He is not willing to surrender the land peacefully to Government.

2. As there are no legal heirs to the property, a notification was published at page 91 of the Bellary District Gazette for November 1928 inviting claimants to establish their

claims within six months. The time expired by the 17th May 1929. No claim petitions were filed.

3. The Government Pleader, Bellary who was consulted in the matter states that the gift set up by B. Siddanappa is not tenable in law under Sec.123 of the Transfer of Property Act. He is of opinion that this is a fit case for escheat and considers that a suit may successfully be filed by Government to recover possession of the land.

4. I request the Board's sanction in the matter.

5. Copy of the application is enclosed.

For Collector.

KNR/16-11.

-35-

R. F. XVIII.

Application for declaring immoveable property Escheat

Bellary District.

1. Taluk.	Hadagalli.
2. Village, Estate, or Township.	Morigeri village.
3. Description of property.	S.No.183-A. Government Dry.
4. Area in acres.	4 acres 86 cents.
5. Assessment or quit rent.	Assessment Rs.4--4--0.
6. Estimated yearly rent value.	Rs.40/-
7. Estimated market value.	Rs.400/-
8. Date of the death of the last owner.	December 1926.
9. Date of publication of notice inviting claims.	Page 91 of the Bellary District Gazette for November 1928.
10. Names of claimants & their relationship to the deceased.	(1) Sugur Kotrappa of Dasamapuram village, Kudligi Taluk-said to be a cousin. (2) Siddappa - No relation.
11. Particulars of objections raised.	Siddappa claims the land for the reason that it was gifted away to him in consideration of his services rendered to the deceased.
12. Collector's recommendation.	The land may be declared escheat and a suit may be filed to recover the possession of the land.
Dated 16--11-1929.	For Collector.

KNR/16-11.

R. F. XXII-A-19.—26,004—31-1-29 (5).

Subject.— 4

Escheat - (Bellary) - Hadagalli Tk
Mongeri Vge - S.No. 183-A - Late Kotrappa
Proposal

FOR MEMBER

(Illegible)

Read on 11-15 AM on 27-11-29

READ AGAIN B.P. No. 4 ; dated _____ 192 .

" " " " ; " _____ 192 .

READ ALSO :—

Register No. K9455 From the Q _____, No. _____, dated _____ 192

" " _____, " " _____, " _____ 192 .

" " _____, " " _____, " _____, " _____ 192 .

RESOLUTION. K 9455 ~~No. 29-1~~ (Confdl), dated 26.11. 1929.

The Coll^r is requested to report at an early date whether P Siddappa, the present enjoyer of the land in question is in a position to pay the costs of the suit if they are decreed against him

Sd 22.11.29 " 25/11/29

B.V.S. 26/11/29

To The Coll^r of Bellary.

R. 3.1.30

Sd 25.11.29

G.N.

Pl. see orders at p. 2 N.F. of (V) and B.D.S. Ref. K. 2917-28-1843-29 at p. 5 of (I) for a precedent. The estimated value of the property in the present case only Rs. 400/- Vide p. 3 C.F. Col 7.

Sd 22.11.29 25/11/29

C F. 32.

In reply, please quote number, date and short title.*

Revenue DEPARTMENT. E.77

Received 5 *Registered* 12130

From (Name) E. Bennett Esquire I.C.S.,

(Designation) Collector of Bellary.

Post Box....., (Station).....

Telegraphic Address.....

To The Secretary to the Commissioners,

Board of Revenue, Land Revenue and Settlement,

MADRAS.

Ref. C. *No.* 3539/28, *dated* 19--12--1929192

Sir,

Enclosures .....

.....

.....

Spare Copies .....

Escheat - Hadagalli Taluk - Morigeri village - S. No. 183-A - late Kotrappa.

Ref:- Board's memo No. 9455-29 Confdl. dated 26--11--1929. 64 C.F

P. Siddappa, the present enjoyer of the land possesses 17 acres of land besides a house in the village. Both the lands and the house are estimated to be worth Rs.2,000/- He is therefore in a position to pay the costs of a suit if they are decreed against him.

For Collector.

KNR/20-12.

R. F. XXII-A-19.—26,004—21-1-29 (6).

FOR MEMBER.

Subject.—
Escheat - (Bellary) - Hadagalli Tk - Morigeri Vge - S.No. 183-A - ~~Late Kotrappa~~ Property left by late Kotrappa - Ordered.

READ AGAIN B. P. No. _____, dated _____ 192 .

" " " _____ , " _____ 192 .

READ ALSO :—

Register No. K 9455/ K 130/30 From the ~~R~~ Q., No. _____, dated _____ 192

" " _____, " " _____, " _____, " _____ 192

" " _____, " " _____, " _____, " _____ 192

RESOLUTION. Mis. No. 195, dated 21- 192 .

The Board directs that the property left by the late K. Kotrappa of Morigeri Vge, Hadagalli T.K., Bellary District, be declared escheat.

2. The Coll^r is permitted to file a suit to recover its possession if it is not handed over peacefully.

20.1.30 20.1.30 21/1/30

To The Coll^r of Bellary.

Issue 21.1.30

Escheat – (Bellary) – Hadagalli Tk – Property left by Late Kotrappa.

Vge – S. 163-A –

K. 9455/29 ——— pp. 1-2 C.F.

B.D's Ref K 9455-29-1 (Confdl) & 26-11-29 – p 4 C.F

K. 130/30 – p 5 C.F

To A.S. (LR)

Pl. see the Coll's letters at pp 1-2 and 5 C.

p 1 C.F. 2) In the absence of any documentary evidence as to the relationship of Sugu Kotrappa to the deceased his claim to the property is untenable. In the absence of a gift deed the claim of B. Siddappa could not also be maintained. The local G.P. is of the opinion

p 2 C.F that this is a fit case for escheat. The present occupier of the land is not B. Siddappa is not willing to hand over possession peacefully.

p 5 C.F. He is in a position to pay the costs of a suit if they are decreed against them.

In the circumstances it is subd that the property may be declared escheat and the Coll permitted to file a suit to recover possession. For orders.

p 2 C.F. BVS 17/1/30

S

To A.S. (LR)

Draft subd

BVS 21/1

A.S. (LR) Thro A. see